GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Forest Department - Disciplinary case of Sri J Hari Babu, ACF (retd) former DFO Krishna Division - Article of Charge issued - Inquiry finalized and findings received - Imposing a penalty of 5% cut in pension for a period of two (2) years against the Charged Officer - Show-Cause-Notice Issued -Explanation received – Final Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.IV) DEPARTMENT

G.O.MS.No. 52 Dated: 27-05-2016

Read the following:

1. From the Prl.CCF Lr.Rc.No.44907/2012/Vig-3, Dt:12.08.2014.
2. G.M. No. 5049/Sec.IV/A1/2014, dt. 07.01.2016.
3. From the PCCF, Lr. Ref. No. 44907/2012/A&DC-2, dt. 23.02.2016.
4. Govt. Lr. No.5049/For.IV/A1/2014, dt.17.03.2016
5. From the Prl. Secretary, APPSC, Lr. No. 258/DC&C/2/2016, dt. 06.05.2016.

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In the ref. 1st read above , the Prl.Cief Conservator of Forests, A.P., Hyderabad informed that an Article of Charges was issued against Sri J.Hari Babu, Assistant Conservator of Forests, (retd) former Divisional Forest Officer, Krishna Division vide reference PCCF Rc.No.44907/2012-P1 dt.19.12.2012, on the following count:

Article:I That he has committed gross irregularities in allowing illegal Saw Mills/ Timber Depots to run without valid license and in allowing additional machineries, than permitted in the license, in violation to provisions of AP Saw Mills (Regulations) Rules, 1969, AP Forest Produce(Storage and depot) Rules 1989, orders of Hon'ble SCI/CEC, and in contravention to the instructions of Prl. Chief Conservator of Forests office.

2. The Charged Officer submitted the written statement of defence on 07.02.2013. Not satisfied with his defence statement, the Prl. Chief Conservator of Forests, AP, Hyderabad had appointed the Conservator of Forests, Rajahmundry and Divisional Forest Officer, Krishna Division, Vijayawada as Inquiry Officer and Presenting Officer respectively, for conducting regular inquiry vide PCCF Rc.No. 44907/2012-P1 (i)&(ii) dt. 07.08.2013.

3. The Inquiry Officer conducted enquiry and submitted findings vide CCF,RJY Rc.No.061/2013-M8, dt.15.05.2014, wherein he has held the charges proved stating that:-

(i) In the instant cases the saw Mills and depots are operating by violating the existing provisions. When there are clear instructions from the Hon'ble Apex Court/CEC/HoFF, it is the duty of the delinquent officer to take appropriate steps against the Saw Mills that are operating without valid license and also as per the provisions of AP Forest Produce (Storage and deport) Rules 1989 in case of the depots. But there was no action in the instant cases till the same were revealed by the inspecting agencies.

(ii) The Delinquent Officer could not control illegal running of several Sawmills in his division.

4. The findings of Inquiry Officer were communicated to the Charged Officer vide PCCF Rc.No.44907/2012/K3, dt.01-06-2014(Final Notice). The Charged Officer submitted his further defense statement on 27.06.2014, wherein he did not submit any new points.

5. Since the Charged Officer retired from service on attaining the age of superannuation on 30.06.2013, the disciplinary proceedings are continued under Rule 9(1) of A.P. Revised Pension Rules, 1980.

6. After careful examination of the matter, with reference to the findings of the Inquiry authority, the remarks of the Prl. Chief Conservator of Forests, and material made available, it is observed that the charges framed against the Charged Officer are held proved beyond any doubt and it was provisionally decided to impose a penalty of 5% cut in pension for a period of two (2) years of Sri J. Hari Babu, ACF(Retd.), under A.P. Revised Pension Rules, 1980.

7. Accordingly a Show-Cause-Notice was issued to the retired officer vide reference 2nd read above . The PCCF, A.P., Hyderabad, vide ref.3rd read above has informed that, the Charged Officer did not submit his further defense statement to the Show Cause Notice. More over, permitted time is also over.

8. Government, after careful examination of the matter hereby order to impose a penalty of 5% cut in pension for a period of (2) two years against the retired Charged Officer Sri J. Hari Babu, ACF(Retd.), under Rule 9 of A.P. Revised Pension Rules, 1980.

9. The Principal Chief Conservator of Forests, A.P. Hyderabad is directed to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASHWINI KUMAR PARIDA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests, A.P., Hyderabad.
The Individual (through Principal Chief Conservator of Forests).

Copy to:
The Accountant General (A&E) A.P., Hyderabad.
The Director of Treasuries & Accounts, Hyderabad, A.P.
The Principal Secretary, A.P. Public Service Commission, Hyderabad
(with ref. to Lr.No.258/DC&C/2/2016, dt.06.05.2016).

Sf./Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER